

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL)	MDL No. 1456
INDUSTRY AVERAGE)	
WHOLESALE PRICE LITIGATION)	CIVIL ACTION: 01-CV-12257 PBS
)	
)	Judge Patti B. Saris
THIS DOCUMENT RELATES TO)	
ALL CLASS ACTIONS)	Chief Magistrate Judge
)	Marianne B. Bowler

**JOINT MOTION OF PLAINTIFFS' CO-LEAD CLASS COUNSEL AND
DEFENDANTS FOR AN ORDER MANDATING USAGE OF THE ELECTRONIC
COURT FILING SYSTEM**

The parties, plaintiffs' co-lead class counsel and the defendants, hereby jointly move this Court for an order mandating that all counsel of record apply for, obtain access to, and maintain access to the electronic court filing ("ECF") system of this Court.

Given the numerous counsel of record in this case and the frequent need of this Court to issue notice to all counsel of record, an unnecessary burden is imposed upon the Court to issue notice to those counsel who have not applied for or maintained access to the ECF system¹.

Accordingly, the moving parties request that this Court enter an order requiring usage of the ECF system by all counsel of record, and that the Court notify all counsel that from and after January 1, 2005, notice will be issued by the Court solely through the ECF system for this case and not by other means.

¹ Although the parties also maintain a private system on "Verilaw," and although the parties frequently post orders of this Court to the Verilaw system, we understand that the Court wished to effectuate direct notice so that the Court can know that all counsel of record have received notice of their orders.

Dated: December 13, 2004

By: /s/ Nicholas C. Theodorou
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CERTIFICATE OF SERVICE BY VERILAW

Docket No. MDL 1456

I, Thomas M. Sobol, hereby certify that I am one of plaintiffs' attorneys and that, on December 13, 2004 I caused copies of the JOINT MOTION FOR PLAINTIFFS' CO-LEAD COUNSEL AND DEFENDANTS FOR AN ORDER MANDATING USAGE OF THE ELECTRONIC COURT FILING SYSTEM, to be served on all counsel of record by causing same to be posted electronically via Verilaw.

Dated: December 13, 2004

/s/ Thomas M. Sobol
Thomas M. Sobol